

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**JAMES W. RILEY,**

**PLAINTIFF,**

**V.**

**STANLEY TAYLOR, THOMAS  
CARROLL, DAVID PIERCE, AMY  
MUNSON, MEDICAL ASSISTANT  
MALANEY, CORRECTIONAL  
MEDICAL SYSTEMS and FIRST  
CORRECTIONAL MEDICAL,**

**DEFENDANTS.**

**CIVIL ACTION NO. 06-001 GMS  
TRIAL BY JURY DEMANDED**

**MOTION OF DEFENDANTS, MEDICAL ASSISTANT MALANEY AND  
CORRECTIONAL MEDICAL SERVICES, INC., FOR AN EXTENSION OF TIME TO  
RESPOND TO PLAINTIFF'S COMPLAINT**

Defendants, Medical Assistant Malaney and Correctional Medical Services, Inc. ("CMS"), improperly named Correctional Medical Systems, through their undersigned counsel, hereby move this Honorable Court to enter the attached Order, granting them an extension of time until July 30, 2006 in which to respond to plaintiff's Complaint and, in support thereof, aver as follows:

1. A Waiver of Service was returned executed by Defendant, CMS, on June 19, 2006. However, because Medical Assistant Malaney is no longer an employee of CMS, a waiver has not been executed on her behalf at this time.

2. Because of the nature of the allegations in Plaintiff's Complaint, the undersigned defense counsel requires additional time to obtain and review Plaintiff's medical records in order to respond to Plaintiff's Complaint.

WHEREFORE, Defendants, Medical Assistant Malaney and Correctional Medical Service, respectfully move this Honorable Court to enter the attached Order, granting them an extension of time until July 30, 2006 in which to respond to Plaintiff's Complaint.

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY: /s/ Kevin J. Connors  
KEVIN J. CONNORS, ESQ.  
DE Bar ID: 2135  
1220 North Market Street, 5<sup>th</sup> Fl.  
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Attorney for Defendants, Medical  
Assistant Malaney and Correctional  
Medical Services, Inc.

DATED: June 22, 2006

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